

# IN THE MICHIGAN COURT OF APPEALS

## ORDER

Re: **James Ray Bott v Christina L Bott**  
Docket No. **303133**  
L.C. No. **10-009033-DM**

William B. Murphy, Chief Judge, acting under MCR 7.203(F)(1), orders:

The claim of appeal is DISMISSED for lack of jurisdiction because the March 4, 2011 order denying a motion for reconsideration is not a final order appealable of right. MCR 7.202(6)(a); MCR 7.203(A). Further, the claim of appeal cannot be saved by treating it as being taken from the February 18, 2011 order because that order is also not a final order appealable of right. MCR 7.202(6)(a); MCR 7.203(A). That order is not a final order under MCR 7.202(6)(a)(i) because it does not dispose of all claims in this case inasmuch as it does not resolve the financial issues between the parties or grant a divorce. Also, the February 18, 2011 order is not a final order under MCR 7.202(6)(a)(iii) because, although it involves child custody, it is not a postjudgment order. At this time, appellant may seek to appeal either the February 18, 2011 or the March 4, 2011 order only by filing a delayed application for leave to appeal under MCR 7.205(F).



A true copy entered and certified by Larry S. Royster, Chief Clerk, on

**APR - 7 2011**

Date

A handwritten signature in black ink, appearing to read "Larry S. Royster", is written over a horizontal line. Below the line, the words "Chief Clerk" are printed.

Chief Clerk